IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 4300 OF 2005

IN

FIRST APPEAL NO. 1363 OF 2002

Mrs. Sunanda S. Kaldate & Anr. ..Applicants
(Ori.Resp. 1 & 2)

versus

Prabhakar D. Nirgude ..Respondent
(Ori. Appellant)

Mr. R. P. Behere for the Applicants - Original Respondent Nos. 1 and 2.

None for the Respondents - Original Appellant.

CORAM : D. G. DESHPANDE,J.

DATE : 21ST OCTOBER,2005

P.C. :

1. This application is filed by the applicant - original Respondent Nos. 1 and 2 for permission to withdraw the amount deposited by the Appellant. The amount came to be deposited towards compensation as per clause 3 of the impugned judgment. This is the

statement of Advocate for the applicants - original respondent Nos. 1 and 2. This application is served upon the other side, nobody is present for the original appellant, and looking to the fact that the amount deposited is by way of compensation, Applicants - original respondent Nos. 1 and 2 are permitted to withdraw the amount.

2. Civil Application disposed of, as prayed.

21.10.2005 (D.G. DESHPANDE, J.)